

**ORDINANCE #99-06**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
HALEYVILLE, ALABAMA AS FOLLOWS:

*Haleyville*

**SECTION I.** The possession of lighted smoking materials and other tobacco products (snuff, chewing tobacco, etc.) in public places is a nuisance and is hazardous to the public health, safety, comfort, convenience, and indoor environment.

**SECTION II.** The City Council finds and declares that the purpose of this ordinance is to strike a reasonable balance between the needs of persons who smoke and the need of nonsmokers to breathe smoke-free air, and to recognize that, where these needs conflict, the need to breathe smoke-free air shall have priority.

**SECTION III.** Definitions - For the purposes of this ordinance, the following terms shall have the respective meanings ascribed to them:

1. "Smoking" shall include the carrying, holding or possession of lighted smoking materials in any form, including but not limited to the possession of lighted cigarettes, cigars, pipes, weed, or plant, or other tobacco products such as snuff or chewing tobacco, etc.
2. "Public Place" shall mean any enclosed area at City Hall that the public is regularly and/or normally permitted access to.
3. "Designated Smoking Area" shall mean any area at City Hall that the mayor designates so as to best promote the health and good will of employees.

**SECTION IV.** Violations and Penalties -

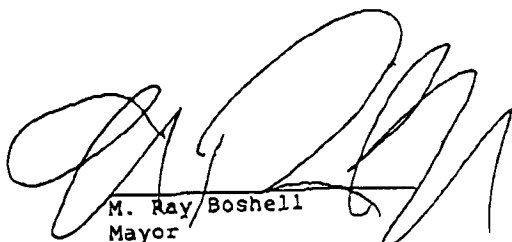
a. It shall be unlawful for any person to smoke or use any other tobacco product where smoking is prohibited by the provisions of this ordinance.

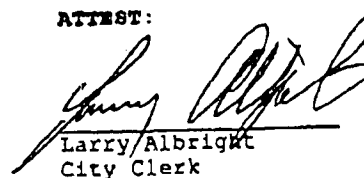
b. Any person who violates any provision of this ordinance shall be guilty of an infraction, punishable by:

1. Will be asked to refrain from "smoking or using other tobacco products" in the public area and/or may be fined up to \$10.00 for a first violation.
2. Will be asked to leave the building if person refuses to refrain from "smoking or using other tobacco products" and/or may be fined up to \$25.00 for a second violation.
3. A fine not exceeding \$50.00 for each additional violation of this article within one year.
4. If the person is a City Employee, they may receive a written reprimand in lieu of a fine for each incident and may be terminated on the third offense.

**SECTION V.** This ordinance shall become effective immediately upon its adoption and publication as required by law.

*Adopted and approved this 7th day of September 1999.*


  
M. Ray Boshell  
Mayor

ATTEST:  
  
Larry Albright  
City Clerk

Continued- (Ordinance #99-06 - September 7, 1999)

I, Larry Albright, the undersigned City Clerk of the City of Haleyville, Alabama, hereby certify that the foregoing constitutes a true, correct, and complete ordinance duly adopted by the City Council of the City of Haleyville, Alabama, at a meeting thereof held on this 7th day of September 1999, at which meeting a quorum was present and acting throughout.

Witness my signature as City Clerk, under the Seal of said City, this 7th day of September 1999.

  
Larry Albright  
City Clerk